



# A G E N D A

## **IMPERIAL BEACH CITY COUNCIL REDEVELOPMENT AGENCY PLANNING COMMISSION PUBLIC FINANCING AUTHORITY**



**MAY 19, 2010**

**Council Chambers  
825 Imperial Beach Boulevard  
Imperial Beach, CA 91932**

**CLOSED SESSION MEETING – 5:30 P.M.  
REGULAR MEETING – 6:00 P.M.**

**THE CITY COUNCIL ALSO SITS AS THE CITY OF IMPERIAL BEACH REDEVELOPMENT AGENCY,  
PLANNING COMMISSION, AND PUBLIC FINANCING AUTHORITY**

The City of Imperial Beach is endeavoring to be in total compliance with the Americans with Disabilities Act (ADA). If you require assistance or auxiliary aids in order to participate at City Council meetings, please contact the City Clerk's Office at (619) 423-8301, as far in advance of the meeting as possible.

### **CLOSED SESSION CALL TO ORDER BY MAYOR**

### **ROLL CALL BY CITY CLERK**

### **CLOSED SESSION**

#### **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION**

Significant exposure to litigation pursuant to Govt. Code Section 54956.9(b)(3)(A)

No. of cases: 1

#### **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION**

Name of Case: IBRDA v. Sides, Case No. 37-2010-00075462-CU-EI-SC

#### **RECONVENE AND ANNOUNCE ACTION (IF APPROPRIATE)**

### **REGULAR MEETING CALL TO ORDER BY MAYOR**

### **ROLL CALL BY CITY CLERK**

### **PLEDGE OF ALLEGIANCE**

### **AGENDA CHANGES**

### **MAYOR/COUNCIL REIMBURSEMENT DISCLOSURE/COMMUNITY ANNOUNCEMENTS/ REPORTS ON ASSIGNMENTS AND COMMITTEES**

### **COMMUNICATIONS FROM CITY STAFF**

**PUBLIC COMMENT** - *Each person wishing to address the City Council regarding items not on the posted agenda may do so at this time. In accordance with State law, Council may not take action on an item not scheduled on the agenda. If appropriate, the item will be referred to the City Manager or placed on a future agenda.*

### **PRESENTATIONS (1.1)**

#### **1.1 RECYCLE ALL-STAR AWARD PRESENTATION. (0270-30)**

City Manager's Recommendation: Present the Recycle All-Star Award Certificate, \$100.00 check and other premiums to Roy and Carole Jungkurth.

Any writings or documents provided to a majority of the City Council/RDA/Planning Commission/Public Financing Authority regarding any item on this agenda will be made available for public inspection in the office of the City Clerk located at 825 Imperial Beach Blvd., Imperial Beach, CA 91932 during normal business hours.

**CONSENT CALENDAR (2.1 - 2.4)** - All matters listed under Consent Calendar are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items, unless a Councilmember or member of the public requests that particular item(s) be removed from the Consent Calendar and considered separately. Those items removed from the Consent Calendar will be discussed at the end of the Agenda.

**2.1 MINUTES. (0660-430)**

City Manager's Recommendation: Approve the minutes of the Regular City Council Meetings of April 7 and May 4, 2010, and the Workshop Meeting of May 11, 2010.

**2.2 RATIFICATION OF WARRANT REGISTER. (0300-25)**

City Manager's Recommendation: Ratify the following registers: Accounts Payable Numbers 70715 through 70918 with the subtotal amount of \$3,289,242.03, Payroll Checks 42454 through 42510 for the pay period ending 04/08/10 with the subtotal amount of \$155,970.41 and Payroll Checks 42511 through 42560 for the pay period ending 04/22/10 with the subtotal amount of \$147,072.85, for a total amount of \$3,592,285.29

**2.3 ADMINISTRATIVE COASTAL PERMIT (ACP 090040) AND CERTIFICATE OF COMPLIANCE/BOUNDARY ADJUSTMENT (COC 090041) FOR THE CONSTRUCTION OF ONE NEW SINGLE-FAMILY RESIDENCE AND BOUNDARY ADJUSTMENT LOCATED AT 1194 CONNECTICUT STREET IN THE R-1-6000 (SINGLE-FAMILY RESIDENTIAL) ZONE. MF 1030. (0600-20)**

City Manager's Recommendation: Accept the right-of-way dedication as shown on Parcel Map No. 090041 and approve the recordation of the map and associated documentation.

**2.4 CANCELLATION OF THE JUNE 16, 2010 CITY COUNCIL MEETING AND HOLDING A REGULAR MEETING ON TUESDAY, JUNE 15, 2010. (0410-05)**

City Manager's Recommendation: That the City Council cancel the June 16, 2010 City Council meeting and schedule a Regular Meeting for Tuesday, June 15, 2010 at 6:00 p.m. in the Council Chambers.

**ORDINANCES – INTRODUCTION/FIRST READING (3.1)**

**3.1 INTRODUCTION AND FIRST READING OF ORDINANCE NO. 2010-1104 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IMPERIAL BEACH, CALIFORNIA, AMENDING CHAPTERS 4.04, BUSINESS LICENSES GENERALLY, AND 4.56, SMOKE SHOPS, OF THE CITY OF IMPERIAL BEACH MUNICIPAL CODE RELATED TO THE CONTINUATION OF LAWFULLY ESTABLISHED BUSINESSES. (0390-95)**

City Manager's Recommendation:

1. Receive report;
2. Mayor calls for the reading of the title of Ordinance No. 2010-1104, "An Ordinance of the City Council of the City of Imperial Beach, California, AMENDING CHAPTERS 4.04, BUSINESS LICENSES GENERALLY, AND 4.56, SMOKE SHOPS, OF THE CITY OF IMPERIAL BEACH MUNICIPAL CODE RELATED TO THE CONTINUATION OF LAWFULLY ESTABLISHED BUSINESSES";
3. City Clerk to read title of the Ordinance No. 2010-1104; and
4. Motion to waive further reading and dispense introduction by title only and set the matter for adoption at the next regularly scheduled City Council meeting.

## **ORDINANCES – SECOND READING & ADOPTION (4.1)**

### **4.1 SECOND READING AND ADOPTION OF ORDINANCE NO. 2010-1103 – ADOPTION OF THE SEWER SERVICE CHARGE FOR FISCAL YEAR 2011. (0830-95)**

City Manager's Recommendation:

1. Receive report;
2. Approve the 5.5% rate increase for FY 2010/2011;
3. Mayor calls for the reading of the title of Ordinance No. 2010-1103, "An Ordinance of the City Council of the City of Imperial Beach, California, ADOPTING THE REVISED SEWER SERVICE RATES FOR SANITARY SEWER SERVICE AND AMENDING SECTION 13.06.140.B OF CHAPTER 13.06 OF THE IMPERIAL BEACH MUNICIPAL CODE PERTAINING TO SEWER SERVICE CHARGES – DESIGNATED";
4. City Clerk to read title of the Ordinance No. 2010-1103; and
5. Motion to dispense with the second reading and adopt Ordinance No. 2010-1103 by title only.

## **PUBLIC HEARINGS (5.1)**

### **5.1 RESOLUTION NO. 2010-6887 – ADOPTION OF TRANSNET EXTENSION LOCAL STREET AND ROAD PROGRAM OF PROJECTS FOR FISCAL YEARS 2011-2015. (0680-80)**

City Manager's Recommendation:

1. Declare the continued public hearing open,
2. Receive public comment;
3. Close the public hearing;
4. Discuss the CIP projects proposed for the 5-year CIP project – modify or accept the projects proposed;
5. Adopt Resolution No. 2010-6887 adopting the TransNet Local Street Improvement Program of projects for Fiscal Years 2011 through 2015 (with modification if desired);
6. Authorize the Public Works Director to submit Resolution No. 2010-6887 to SANDAG; and approve the RTIP projects being added to and included in the City of Imperial Beach adopted 5-year CIP (Attachment 2 of Staff Report).

## **REPORTS (6.1 - 6.5)**

### **6.1 MONTHLY UPDATE REPORT ON THE REDEVELOPMENT OF THE SEACOAST INN HOTEL. (0660-43)**

City Manager's Recommendation: Receive the update report on the Seacoast Inn project and provide comment and input as necessary.

### **6.2 RESOLUTION NO. 2010-6891 – REJECTING ALL BIDS FOR CERTAIN PUBLIC WORKS CONTRACT – SKATE PARK ELEMENT CIP (P07-101). (0920-40)**

City Manager's Recommendation:

1. Receive report;
2. Adopt resolution; and
3. Direct staff to rebid this project as soon as possible making necessary modifications in the bid specifications that will clear up bidder misunderstandings.

### **6.3 REQUEST FOR AD HOC COMMITTEE – PORT COMMISSIONER APPOINTMENT PROCESS. (0410-50).**

City Manager's Recommendation:

1. Mayor recommend two (2) Councilmembers to serve on the ad hoc committee for the purpose of creating the application and questions for the Port Commissioner appointment process; and
2. City Council approve Mayor's recommendation; and
3. Staff further recommends that the ad hoc committee be dissolved after interview questions and application are designed, approximately by July 1, 2010.

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## **REPORTS (Continued)**

### **6.4 REQUEST FOR AD HOC COMMITTEE – SAND REPLENISHMENT PROJECTS (0410-50)**

City Manager's Recommendation:

1. Mayor recommend two (2) Councilmembers to serve on the ad hoc committee for the purpose of developing and identifying potential funding opportunities for sand replenishment projects;
2. City Council approve Mayor's recommendation; and
3. Staff further recommends that the ad hoc committee be dissolved no later than December 31, 2010.

### **6.5 RESOLUTION NO. R-10-220 – AUTHORIZING THE EXECUTIVE DIRECTOR TO ENTER INTO AN EXCLUSIVE NEGOTIATION AGREEMENT WITH HITZKE DEVELOPMENT CORPORATION FOR THE AMERICAN LEGION AFFORDABLE HOUSING PROJECT AT 1268 PALM AVENUE AND TO NEGOTIATE AN OWNER PARTICIPATION AGREEMENT. (0640-20)**

City Manager's Recommendation: Adopt resolution.

## **ITEMS PULLED FROM THE CONSENT CALENDAR (IF ANY)**

## **ADJOURNMENT**

The Imperial Beach City Council welcomes you and encourages your continued interest and involvement in the City's decision-making process.

FOR YOUR CONVENIENCE, A COPY OF THE AGENDA AND COUNCIL MEETING PACKET MAY BE VIEWED IN THE OFFICE OF THE CITY CLERK AT CITY HALL OR ON OUR WEBSITE AT

[www.cityofib.com](http://www.cityofib.com).

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Jacqueline M. Hald, CMC  
City Clerk